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15 Attorneys for Third-Party Defendant  
16 NEVADA LANDSCAPE CORP.

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18 **UNITED STATES DISTRICT COURT**  
19 **DISTRICT OF NEVADA**

20

21 AZURE MANOR/RANCHO DE PAZ ) CASE NO.: 2:15-cv-01623-GMN-VCF  
22 HOMEOWNERS ASSOCIATION, a Nevada )  
23 residential, common-interest planned )  
24 community, )  
25 Plaintiff, )  
26 v. )  
27 D.R. HORTON, INC., a Delaware )  
28 corporation; U.S. HOME CORPORATION, a )  
Delaware corporation; LENNAR )  
CORPORATION, a Nevada corporation; )  
LENNAR SALES CORP., a California )  
corporation, and DOES 1-225, inclusive, )  
Defendants. )  
U.S. HOME CORPORATION, a Delaware )  
corporation, )  
Third-Party Plaintiff, )  
v. )  
AMERICAN ASPHALT & GRADING )  
COMPANY, a Nevada corporation; M&M )  
CONSTRUCTION, INC., a Nevada )  
corporation; TERRA CONTRACTING, INC., )

1 a Nevada corporation; NEVADA )  
2 LANDSCAPE CORP., a Nevada corporation; )  
3 MS CONCRETE CO., INC., a Nevada )  
4 corporation; THE SYLVANIE COMPANIES, )  
5 INC. dba DRAKE ASPHALT & CONCRETE, )  
6 a Nevada company; C&H CONCRETE, LLC )  
7 dba CORONADO CONCRETE, a Nevada )  
8 Limited Liability company; NEW CREATION )  
9 MASONRY, INC., a Nevada corporation; MSI )  
10 LANDSCAPING, INC., a Nevada corporation )  
11 fka MIST SYSTEMS INTERNATIONAL, a )  
12 Nevada corporation, )  
13 )  
14 Third-Party Defendants. )  
15 )  
16 D.R. HORTON, INC., a Delaware corporation, )  
17 )  
18 Defendant/Third-Party Plaintiff, )  
19 )  
20 v. )  
21 )  
22 AMERICAN ASPHALT & GRADING )  
23 COMPANY, a Nevada corporation; DEBOUT )  
24 CONCRETE, INC., a Nevada corporation; )  
25 BRAVO UNDERGROUND, INC., a Nevada )  
26 corporation; NEVADA LANDSCAPE CORP., )  
27 d/b/a L&J LANDSCAPE, a Nevada )  
28 corporation; MS CONCRETE CO., INC., a )  
1 Nevada corporation; NEW CREATION )  
2 MASONRY, INC., a Nevada corporation; )  
3 SOUTHERN NEVADA PAVING, INC., a )  
4 Nevada corporation, )  
5 )  
6 Third-Party Defendants. )  
7 )  
8 )

19 **STIPULATION AND ORDER DISMISSING U.S. HOME CORPORATION'S**  
20 **THIRD-PARTY COMPLAINT AGAINST THIRD-PARTY DEFENDANT**  
21 **NEVADA LANDSCAPE CORP., ONLY, WITH PREJUDICE**

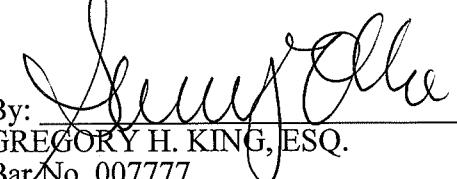
22 IT IS HEREBY STIPULATED by and between Defendant / Third-Party Plaintiff U.S.  
23 HOME CORPORATION, by and through its counsel of record, Gregory H. King, Esq. and Sarah J.  
24 Odia, Esq. of PAYNE & FEARS, LLP, and Third-Party Defendant NEVADA LANDSCAPE  
25 CORP., by and through its counsel of record, Eileen Mulligan Marks, Esq. of The MARKS LAW  
26 GROUP, LLP and Melanie C. Polk, Esq. of RAY LEGO & ASSOCIATES, that Defendant / Third-  
27 Party Plaintiff U.S. HOME CORPORATION's Third-Party Complaint against Third-Party  
28 ///

1 Defendant NEVADA LANDSCAPE CORP., only, is to be dismissed, with prejudice, with each  
2 party to bear its own attorneys' fees and costs.

3 **IT IS SO STIPULATED.**

4  
5 Dated: 1/19/17

PAYNE & FEARS, LLP

6  
7 By:   
8 GREGORY H. KING, ESQ.  
9 Bar No. 007777  
10 SARAH J. ODIA, ESQ.  
11 Bar No. 011053  
12 7251 W. Lake Mead Blvd., Suite 525  
13 Las Vegas, Nevada 89128  
14 Attorneys for Defendants  
15 LENNAR CORPORATION and LENNAR SALES CORP.  
16 and Defendant / Third-Party Plaintiff  
17 U.S. HOME CORPORATION

18 Dated: January 31, 2017

19 THE MARKS LAW GROUP, LLP

20  
21 By:   
22 EILEEN MULLIGAN MARKS, ESQ.  
23 Bar No. 005708  
24 1120 Town Center Drive, Suite 200  
25 Las Vegas, Nevada 89144  
26 Attorneys for Third-Party Defendant  
27 NEVADA LANDSCAPE CORP.

28 Dated: \_\_\_\_\_

RAY LEGO & ASSOCIATES

29  
30 By: \_\_\_\_\_  
31 MELANIE C. POLK, ESQ.  
32 Bar No. 001048  
33 7450 Arroyo Crossing Parkway, Suite 250  
34 Las Vegas, Nevada 89113  
35 Attorneys for Third-Party Defendant  
36 NEVADA LANDSCAPE CORP.

37 ///

38 ///

1 Defendant NEVADA LANDSCAPE CORP., only, is to be dismissed, with prejudice, with each  
2 party to bear its own attorneys' fees and costs.

3 **IT IS SO STIPULATED.**

4  
5 Dated: \_\_\_\_\_ PAYNE & FEARS, LLP

6  
7 By: \_\_\_\_\_  
8 GREGORY H. KING, ESQ.  
9 Bar No. 007777  
10 SARAH J. ODIA, ESQ.  
11 Bar No. 011053  
12 7251 W. Lake Mead Blvd., Suite 525  
13 Las Vegas, Nevada 89128  
14 Attorneys for Defendants  
15 LENNAR CORPORATION and LENNAR SALES CORP.  
16 and Defendant / Third-Party Plaintiff  
17 U.S. HOME CORPORATION

18  
19 Dated: \_\_\_\_\_ THE MARKS LAW GROUP, LLP

20  
21 By: \_\_\_\_\_  
22 EILEEN MULLIGAN MARKS, ESQ.  
23 Bar No. 005708  
24 1120 Town Center Drive, Suite 200  
25 Las Vegas, Nevada 89144  
26 Attorneys for Third-Party Defendant  
27 NEVADA LANDSCAPE CORP.

28 Dated: Jan 22, 2017 RAY LEGO & ASSOCIATES

29  
30 By: Melanie C. Polk  
31 MELANIE C. POLK, ESQ.  
32 Bar No. 001048  
33 7450 Arroyo Crossing Parkway, Suite 250  
34 Las Vegas, Nevada 89113  
35 Attorneys for Third-Party Defendant  
36 NEVADA LANDSCAPE CORP.

37 / / /  
38 / / /

## ORDER

**IT IS HEREBY ORDERED** that Defendant / Third-Party Plaintiff U.S. HOME CORPORATION's Third-Party Complaint against Third-Party Defendant NEVADA LANDSCAPE CORP., only, is dismissed, with prejudice, with each party to bear its own attorneys' fees and costs.

Dated: February 2, 2017

UNITED STATES DISTRICT COURT JUDGE  
Case No.: 2:15-cv-01623-GMN-VCF

Submitted by:

THE MARKS LAW GROUP, LLP

EILEEN MULLIGAN MARKS  
Bar No. 005708  
1120 Town Center Drive, Suite 200  
Las Vegas, Nevada 89144

Attorneys for Third-Party Defendant  
NEVADA LANDSCAPE CORP.